

UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY

PHILIP G. NERI,	:	
	:	Civil Action No. 06-2400 (RBK)
Plaintiff,	:	
	:	
v.	:	<b>ORDER</b>
	:	
ATTORNEY GENERAL OF	:	
NEW JERSEY, et al.,	:	
	:	
Defendants.	:	

For the reasons expressed in the Opinion filed herewith,  
IT IS on this 17<sup>th</sup> day of October, 2006,  
ORDERED that Plaintiff's application to proceed in forma  
pauperis is hereby granted pursuant to 28 U.S.C. § 1915(a) and  
(b); and it is further

ORDERED that the Clerk of the Court shall file the Complaint  
without prepayment of fees or security; and it is further

ORDERED that, pursuant to 28 U.S.C. § 1915(b), the Clerk  
shall serve a copy of this Order by regular mail upon the  
Attorney General of the State of New Jersey and the warden of  
Burlington County Detention Center; and it is further

ORDERED that the Citizens Protection Act claim is DISMISSED  
WITH PREJUDICE; and it is further

ORDERED that all other claims are DISMISSED WITHOUT  
PREJUDICE as premature; and it is further

ORDERED that Plaintiff is assessed a filing fee of \$350.00  
which shall be deducted from Plaintiff's institutional account

pursuant to 28 U.S.C. § 1915(b)(2) in the manner set forth below, regardless of the outcome of the litigation; and it is further

ORDERED that, pursuant to 28 U.S.C. § 1915(b)(2), until the \$350.00 fee is paid, each month that the amount in Plaintiff's prison account exceeds \$10.00, the agency having custody of Plaintiff shall assess, deduct from his institutional account, and forward to the Clerk payments equal to 20% of the preceding month's income credited to Plaintiff's institutional account, with each payment referencing the civil docket number of this action.

S/Robert B. Kugler  
Robert B. Kugler  
United States District Judge